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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

PERITAS BRANDS, LLC,  
  
Plaintiff,  
  
v.  
  
LEAPHIGH ANIMALS, LLC,  
  
Defendant.

Case No. 2:23-cv-00483-GMN-DJA

**STIPULATION TO EXTEND  
DEADLINE FOR PLAINTIFF TO FILE  
RESPONSE TO DEFENDANT  
LEAPHIGH ANIMALS, LLC'S  
MOTION TO DISMISS THE  
SEVENTH, EIGHTH, AND NINTH  
COUNTS OF PLAINTIFF'S SECOND  
AMENDED COMPLAINT (ECF 91)**

**(Seventh Request)**

Plaintiff, PERITAS BRANDS, LLC ("Plaintiff" or "Peritas"), and Defendant, LEAPHIGH ANIMALS, LLC, ("Defendant" or "Leaphigh") by and through their respective counsel, hereby stipulate and agree as follows:

1. On March 19, 2024, Plaintiff filed its Second Amended Complaint. *See* ECF 90.
2. On April 18, 2024, Defendant filed a Motion to Dismiss the Seventh, Eighth, and Ninth Counts of Plaintiff's Second Amended Complaint (the "Motion to Dismiss"). *See* ECF 91.
3. The Court recently entered an Order approving the parties' sixth Stipulation to extend the deadline for Plaintiff to file its Response to Defendant's Motion to Dismiss from September 18, 2024 to October 18, 2024. *See* ECF 103.

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1           4.       As indicated in the parties' recent Stipulation (ECF 102), the parties have been  
2 engaged in productive settlement discussions over the past several months for a full resolution of  
3 this action.

4           5.       Plaintiff's counsel circulated a proposed draft settlement agreement on August 14,  
5 2024.

6           6.       Defendant's counsel is still in the process of reviewing the most recent draft  
7 settlement agreement with his client and expects to circulate a further draft this week.

8           7.       Because the parties have significantly narrowed the remaining issues under  
9 negotiation and are making significant progress in their settlement discussions, the parties  
10 stipulate to and request an extension of 30 additional days, from October 18, 2024 until  
11 **November 18, 2024**, for Plaintiff to file its Response to Defendant's Motion to Dismiss.

12           8.       The purpose of the further extension is to enable the parties to finalize a settlement  
13 agreement and reach a final resolution of this action without incurring the attorneys' fees  
14 associated with further briefing on the pending Motion to Dismiss.

15           9.       The parties recognize that these settlement negotiations have taken longer than  
16 anticipated and appreciate the Court's accommodation of their requests, but they remain hopeful  
17 that they will be able to reach an agreement for the full resolution of this action and anticipate  
18 being in a position to finalize their settlement agreement within the next 30 days.

19           10.      This is the parties' seventh request for an extension of this deadline.

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11. The parties respectfully submit that this stipulation is made in good faith and good cause exists to grant the requested extension.

DATED: October 16, 2024.

DATED: October 16, 2024.

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**WEIDE & MILLER, LTD.**

/s/ Robert J. Cassity

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**ORDER**

IT IS SO ORDERED.

**IT IS FURTHER ORDERED that no more extensions will be granted.**

  
UNITED STATES DISTRICT JUDGE

Dated: October 16, 2024

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